

**LEGISLATIVE SERVICES AGENCY  
OFFICE OF FISCAL AND MANAGEMENT ANALYSIS**

301 State House  
(317) 232-9855

**FISCAL IMPACT STATEMENT**

**LS 7584**

**BILL NUMBER:** HB 1254

**DATE PREPARED:** Dec 31, 2000

**BILL AMENDED:**

**SUBJECT:** Public Defense Fund.

**FISCAL ANALYST:** Mark Goodpaster

**PHONE NUMBER:** 232-9852

**FUNDS AFFECTED:** ☒ **GENERAL**  
☒ **DEDICATED**  
**FEDERAL**

**IMPACT:** State & Local

<b>STATE IMPACT</b>	<b>FY 2001</b>	<b>FY 2002</b>	<b>FY 2003</b>
<b>State Revenues</b>			
<b>State Expenditures</b>	<b>4,050,000</b>	<b>4,700,000</b>	<b>5,775,000</b>
<b>Net Increase (Decrease)</b>	<b>(4,050,000)</b>	<b>(4,700,000)</b>	<b>(5,775,000)</b>

**Summary of Legislation:** This bill increases the amount of money deposited in the Public Defense Fund from \$2,400,000 per year to: (1) \$7,100,000 per year in 2001 and 2002; and (2) \$9,250,000 per year for each year thereafter. The bill also appropriates an additional \$1,700,000 to the Public Defense Fund beginning July 1, 2000, and ending June 30, 2001.

**Effective Date:** Upon passage; July 1, 2000 (retroactive).

**Explanation of State Expenditures:** This bill increases the transfer of State General Fund revenue to the Public Defense Fund according to the following schedule:

<b>Amount of General Fund Transfer</b>						
<u>Date</u>	<u>Calendar Year</u>	<u>Current Law</u>	<u>Proposed Transfer</u>	<u>Added Amount Per Transfer</u>	<u>Fiscal Year</u>	<u>Added by Fiscal Year</u>
Between July 1, 2000 and June 30, 2001						
June 30	2001	\$1,200,000	\$3,550,000	\$2,350,000	2001	\$4,050,000
Dec. 30		\$1,200,000	\$3,550,000	\$2,350,000		
June 30	2002	\$1,200,000	\$3,550,000	\$2,350,000	2002	\$4,700,000
Dec. 30		\$1,200,000	\$3,550,000	\$2,350,000		
June 30	2003	\$1,200,000	\$4,625,000	\$3,425,000	2003	\$5,775,000
Dec. 30		\$1,200,000	\$4,625,000	\$3,425,000		
June 30	2004	\$1,200,000	\$4,625,000	\$3,425,000	2004	\$6,850,000
Dec. 30		\$1,200,000	\$4,625,000	\$3,425,000		

The Public Defense Fund is used to reimburse counties for the expenses of providing legal representation for indigent defendants in criminal cases. The fund is administered by the Division of State Court Administration of the Indiana Supreme Court.

**Explanation of State Revenues:**

**Explanation of Local Expenditures:** This bill would make more money available to reimburse counties for the legal expenses incurred in representing indigent defendants in criminal cases. Counties are reimbursed for 50% of their costs in death penalty cases and 40% in all other felony cases.

**Explanation of Local Revenues:**

**State Agencies Affected:** Division of State Court Administration.

**Local Agencies Affected:**

**Information Sources:** IC 33-9-14-4.